MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

The Mayor, Council and all in attendance recited the Pledge of Allegiance.

President Balbier: "Would you call the roll Mr. Fisk?"

Clerk Fisk: "Greg Frey."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman G. Frey: "Here."

Councilman J. Frey: "Here."

Councilman Balbier: "Here."

Councilwoman Pucci: "Here."

Councilwoman Brown: "Here."

Councilwoman Gallagher: "Here."

President Balbier: "Tonight's agenda: We'll have the Mayor's Proclamations; then we'll have bid approvals for street repairs; then we'll have Resolution 2006-2, Opposing President Bush's 2007 budget cuts to the Community Development Block Grant fund; Ordinance 2006-12, the third reading, Establishing the position of a full-time Data Systems Technician in the City of Brooklyn; Ordinance 2006-14, the third reading of the Annual Appropriations Ordinance; Ordinance 2006-17, the second reading, Authorizing a contract between Kim's Judo and Tae Kwon Do School and the City of Brooklyn to provide Master Kim Tae Kwon Do and Kardio Kick programs at the John M. Coyne Recreation Center; Ordinance 2006-19, the second reading, Providing for fees for a Summer Figure Skating Program at the Recreation Center; Ordinance 2006-21, the second reading, Providing for the issuance and sale of \$1,120,000 in notes in anticipation of the issuance of bonds for the purpose of (1) improving Tiedeman Road between certain termini, (2) improving designated city streets, (3) acquiring property known as Marquardt Park to be used for recreational purposes, and (4) the reconstruction of Biddulph Road in cooperation with the Ohio Department of Transportation between Tiedeman and Ridge Road; Ordinance 2006-22, Authorizing the Mayor to enter into an agreement with Baldwin-Wallace College for Phase 2 of the exploration of fire service regionalization; Ordinance 2006-23, Authorizing inter-fund transfers and advances during 2006; Ordinance 2006-24, Establishing the I-480/Tiedeman Interchange Upgrade Fund; Ordinance 2006-25, Setting for the rate of compensation for the Engineering Consulting Services for the City of Brooklyn, Ohio; and other matters that may come before Council. And we'll start off with, the Mayor has some proclamations he wishes to give out this evening."

Mayor Patton: "It's my honor this evening to introduce a group of very distinguished young men who happen to have a 21-0 undefeated season, crowned as city champs, CYO Champs in the City of Cleveland area. And I'd like to introduce the St. Thomas More Varsity Basketball team and their coaches. Please come forward. Whereas, the St. Thomas More Boys Varsity Basketball team had a 21-0 undefeated season earning the title of CYO Basketball City Champs for the first time ever in the school's history. And whereas, the Boys Varsity Basketball team was also the St. Thomas More tournament champ and St. Bartholomew tournament champ. Whereas, the most distinguishable honor was being recognized as the CYO Sportsmanship Team of the Year. And whereas, the following team members and coaches proved that strength is to be derived in unity: Mike Burke, Kevin Dickard, Patrick Kinney, Shane Modrak, Kyle Naida, Alex Nydza, Nelson Santos, David VanBuren; head coach David Kinney; assistant coaches Nelson Santos and Joseph Kinney. Now, therefore, I, Kenneth E. Patton, Mayor of the City of Brooklyn, and on behalf of the Brooklyn City Council and the entire community, do hereby congratulate the St. Thomas More Boys Varsity Basketball team and coaches on an exceptional undefeated season done with class, character and style. You are to be commended. In witness whereof, I have hereunto subscribed my name and have caused the seal of the City of Brooklyn, Ohio to be affixed this 27th day of our March in the year of our Lord, 2006.' Congratulations."

(Each player stepped up to the dais as their name was called)

Mayor Patton: "Congratulations on a fantastic season. And you know, Councilman John Frey used to be quite a basketball player up there too, so..."

Councilman J. Frey: "I was, but I ain't anymore."

President Balbier: "Okay, we're not going to have any minutes this evening because we received them late, we'll have it the next meeting. We'll now have the public session. If anyone has anything to say for the good and welfare of the City of Brooklyn, please step forward and state your name and address."

Joe Magrey: "My name is Joe Magrey, and I live at 4714 Elizabeth Lane. I would like to bring up two things tonight. First, congratulations to the City of Brooklyn on having Moody's Investor Service upgrade the city's overall rating to A₁ from A₂. Moody's also has assigned an A₁ rating to the fire station improvement bonds. Moody's Investor Service is among the world's most respected, widely utilized sources for credit ratings, research, and risk analysis. This upgrade to the A1 rating directly reflects our city's healthy financial condition. At a presentation lead by Mayor Patton and Finance Director Gale Fisk, Moody's reviewed Brooklyn's financial standings. They were joined by officers from American Greetings and Superior Products. Then Moody's toured Brooklyn. The looked at our housing stock, the state of the Recreation Center, and our commercial base. Our main taxpayers here in Brooklyn are American Greetings, the Plain Dealer and Key Bank. Moody's like what they saw about Brooklyn's financial status. This is the best financial rating the City of Brooklyn every had. Only under the administration of Mayor Ken Patton has this been done. How will this affect Brooklyn? This upgraded rating will benefit Brooklyn positively. We will receive more favorable interest rates on loans. This will save us, the taxpayers, money. We may possibly attract new companies to do business in Brooklyn. Congratulations go out to everyone responsible for this, including the leadership and hard work of Mayor Ken Patton and Finance Director Gale Fisk. This is exciting news about the long term, healthy financial state of the City of Brooklyn. All of Brooklyn should be proud of this upgraded financial rating. The next thing I'd like to talk about pertains to the students of Brooklyn High School. This past weekend the Brooklyn Animal Shelter held a fundraiser at the Brooklyn Senior Center. Students from Brooklyn High School formed two rock bands, one called Intentional Chaos, and another called Us Versus Them. These two local bands voluntarily played for the Brooklyn Animal Shelter. Over 150 people came to enjoy the bands, raising over \$800 for the Animal Shelter. For a moment, picture what I saw at the Senior Center on Saturday night. Brooklyn High School kids, parents, senior citizens and volunteers all listening to loud music on a Saturday night. They watched as the bands rocked. They danced and had a terrific time. And all for a great cause. These students should be complimented on their behavior. Well over 100 kids were there, with no fights or disruptions occurring. They were all well behaved and courteous. It was truly a great night for everyone. We should all be proud of the ways these Brooklyn High School students acted. For more information on the shelter, please visit www.brooklynshelter.org. Thank you."

President Balbier: "Thank you Joe. Anyone else?"

Animal Shelter. Tonight I would like to introduce Operation Cat Watch. The goal is to bring lost pets home before animal control picks them up. Animal control will not catch strays, but if the pet is contained they will pick it up. If possible, try to take a picture or we may be able to come over and take one. We hope to get a picture posted before they get picked up, but even a description is helpful so an owner will at least be able to know that their pet has been picked up. Strays are taken to Greg Miller Animal Control Service in Orange County. If you have a stray in your neighborhood or your pet is lost, call us at 216-749-4893 or 216-661-7791, and use the lost/found form on our web to report it. If you are unable to go on-line, we will advise you where to drop off the picture, and we'll take a description. Pet Watch volunteers from all over Brooklyn may receive an alert with the description and picture, if possible, of lost pets or strays. Our webmaster will post the information on our lost and found pets page. To be a Pet Watch volunteer, send us your e-mail with your contact information, or call and/or join our group. We meet monthly the last Thursday each month. Our next meeting is this Thursday at Brooklyn Senior Community Center at 6 p.m. The Sun News has agreed to create an Operation Pet Watch section in the paper just for Brooklyn. Each week, no later than Tuesday morning, they will feature a photo and brief description of any lost or found animal from the city reported by our volunteers. Don't forget to take advantage of pet portraits day at the Senior Center this Sunday from 10-6. Call Dale for an appointment at 440-821-0019, or see our website for details, which Mr. Magrey announced before. Saturday, April 8th we will be selling candy and bakery at 11:30 in the Brooklyn Senior Community Center. And I'd also like to thank all the Brooklyn High School students and their families who

attended our Spring Clean dance this last Saturday. Everyone had a great time, and we made a lot of money

for the shelter. Total profit will be announced at our next meeting March 30th. Thank you."

Shirley Palumbo: "Shirley Palumbo, 10218 Micka Drive, Brooklyn. I'm here representing the Brooklyn

President Balbier: "Thank you Mrs. Palumbo. I'd just like to make one comment. My daughter had picked up a stray dog a couple months ago, and I told her it was too big from the beginning, but you know how kids listen to their parents. She kept the dog, and the dog, just wagging its tail, knocked everything off the table and everything; so she contacted Shirley, and Shirley put it on the website with a picture of the dog, within four days she had three or four people that wanted it, and she found someone that she's just thrilled with, and they're going to take her dog. So like Shirley said, if you have some animal, you know, even though they don't have a physical building yet, they can put it on their website. And another point was brought up to me, they caught some dog this week, and they knew who the owner was and took it back to them, and the owner said that he didn't want that dog, he just turned it loose. Well first of all, that's against the law. But you don't have to do that. Whatever reason, you can contact Shirley, and if she doesn't have the answer she can put you in contact with someone who does. So I know it pays off. Anyone else care to speak? If not, we'll move onto the reports from committees, commissions and boards. And the first is the Public Works Committee, and that's chaired by Mr. Greg Frey."

Councilman G. Frey: "Just a comment that they're starting to do work by the new fire station. And I think probably within the next month we'll see if we can get Roger into a meeting to give us an update and a schedule of how construction's going to proceed. Other than that, no report."

President Balbier: "Thank you Mr. Frey. The Safety Committee, Mrs. Gallagher."

Councilwoman Gallagher: "Thank you Mr. Balbier. I just want to announce that there is going to be a Safety meeting Wednesday, March 29th at 6:00 p.m. to discuss the proposed Do Not Knock legislation and teen dance legislation. That completes my report."

President Balbier: "Thank you Mrs. Gallagher. The Planning Commission, Mr. John Frey."

Councilman J. Frey: "The next Planning Commission meeting will be Thursday, April 6th. I'm happy to report that that's the end of my report. Thank you."

President Balbier: "Thank you Mr. Frey. The Rec Board, Mr. Craig Patton."

Councilman Patton: "We did have a Rec Board meeting at 6:30 on March 20th in the Mayor's Court. We covered four or five different things. First was our Brooklyn Recreation Department youth summer baseball. Registration dates will be Saturday, April 1st from 10–2 p.m.; Saturday, April 8th from 10–2 p.m.; Saturday, April 15th from 10–2 p.m.; Wednesday, April 19th from 6–8:30 p.m.; Wednesday, April 26th 6–8:30 p.m.; with a final registration on Wednesday, April 26th from 6–8:30 p.m. Registration fee for residents is \$25, and registration fee for nonresidents will be \$30. Next was the annual egg hunt, which will be held Saturday, April 8, 2006 at noon. Registration begins at 11:30 a.m. Resident children ages six and under. Rain or shine this will take place with the Easter Bunny, candy and all kinds of good gifts. We did approve the Master Kim Ordinance which is being voted on tonight. And also the Summer Skating Program. Recently what we did with the Summer Skating Program is we're encouraging residents to buy passes for figure skating lessons, which would be \$160, with also four free hours for a Brooklyn resident. And that is what we covered at the Rec Board meeting. The next one will be April 17th at 6:30 in the Mayor's Court. That was it."

President Balbier: "Thank you Mr. Patton. Next is the Finance Committee, Mrs. Pucci."

Councilwoman Pucci: "Thank you Mr. Balbier. The Finance Committee met earlier this evening. First of all, as has already been announced, we did receive the upgrade in our rating with Moody's. And again, thank you Mr. Fisk. And Mr. Fisk also passed our thanks onto Mr. Jeff Rink of Key Bank. As I stated at our last Council meeting, it was an interesting process to go through. Mr. Balbier and I also spent the day with the representatives from Moody's. It's kind of a once-in-a-lifetime experience, except for Mr. John Frey, who's been through more than one of these. So again, this reflects very favorably on our city. And it has already saved us money, is it \$25,000 on the bond sale, which Mr. Fisk I'm sure is going to report on the bond sale, which took place last week. The Finance Committee approved the following items. In our 2006 street repair program, awarding the bids, Sections 1 and 1A, Sections 2 and 2A to Konstruction King for \$437,406.70; and for the cracksealing and rejuvenation, Specialized Construction, Inc. was the low bidder for Sections 3 and 3A for \$16,047. These bids came in under our engineer's estimate by about \$130,000 so we are going to take a look at what we can add in the way of an additional street and some other projects we may be able to

accomplish with that savings. And I think it paid off going out to bid early. I hope we can continue to do that. The contractors I think are a little more hungry for the business when it's this time of year and they haven't been working all winter, so I hope we continue with that, Mr. Kappler. Okay, 2006-2 is a Resolution opposing President Bush's 2006 budget cuts in the Community Development Block Grant Fund, this resolution opposes that. Ordinance 2006-12, which is up for third reading, this establishes the position of a full-time Data Systems Technician in the City of Brooklyn. We had some concerns about the compensation, and it's basically going to be done in steps, three steps. The first step will start out at \$16 an hour, the second step 17, and the third step will be \$18 per hour. And this will be done over an 18 month period. Ordinance 2006-14, which is up for third reading and adoption tonight. This is our Annual Appropriations Ordinance. Ordinance 2006-17, this is the contract with Kim's Judo for the Tae Kwon Do and Kardio Kick Program at the John M. Coyne Rec Center. Ordinance 2006-19, this provides for the fees for the summer ice for the figure skating, and Mr. Craig Patton already reported on that from the Rec Board. 2006-21, which is up for second reading. We discussed this at our last Council meeting, this is the issuance of our notes. 2006-22, this authorizes the Mayor to enter into an agreement with Baldwin-Wallace for Phase 2 of the exploration of fire service regionalization study. This is only going to cost the city \$5,000. And I believe it's going to provide us with valuable information, whether we decide to join this consortium or not. I know Mrs. Brown received some inquiries from residents, I did also. Residents are concerned about the response time and maintaining the quality of service that our residents enjoy. So I'm just going to reiterate, this is only agreeing to join the study, to see if it would benefit us. Ordinance 2006-23, which authorizes inter-fund transfers and advances. We're transferring \$5,657 from the General Fund to the Safety Forces and Construction Fund. These funds were received from public utility reimbursement from the county, and this represents the 1 mill portion for the fire station fund. Ordinance 2006-24, this establishes a special revenue fund for the I-480/Tiedeman Road Interchange Upgrade. This is a \$1.456 million project. It's a 14 step project. It won't be completed until 2009. We expect to spend about \$307,000 in the year 2006. So basically, this just establishes the fund that the revenues and expenditures will move through. 2006-25, this sets forth the rate of compensation for our engineering and consulting services. This basically restructures the way we pay for the basic services for our engineer. Instead of everything being paid at an hourly rate, we're going to pay an annual retainer, which equals about 300 hours per year. This is pro-rated for 2006, since we're coming in at the end of the first quarter. So it would be \$18,000 for 2006, and for 2007 it'll be about \$24,000. And we're going to have a special Finance Committee meeting this Wednesday, March 29th at 6:15 p.m. And we're going to be discussing the financing arrangements that are proposed for the proposed senior living complex over behind Ridge Park Square. That completes my report. Thank you Mr. Balbier."

President Balbier: "Thank you Mrs. Pucci. Next is Domestic Violence and Legislative Update, and that's Mrs. Gallagher."

Councilwoman Gallagher: "Thank you Mr. Balbier. Last week Mark Lunsford from Florida gave heartwrenching testimony on the rape of his daughter Jessica, who was killed by a child molester. If you remember, she was abducted and kept in a closet for three days. Her abductor brought her out of the closet whenever he wanted to rape her. Her body was dug up from the back yard of a neighbor's three weeks later. Senate Bill 260 would require that a person convicted of rape, when the victim is less than 13, or when the person purposely compels a victim to submit by force or threat of force, be sentenced to an indefinite prison term of 25 years to life. This Bill would also require that a person convicted of gross sexual imposition, when the victim is less than 13, be sentenced to an indefinite prison term of 15 years to life; if the offender previously has been convicted of gross sexual imposition 25 years to life. Senate Bill 17, passed last year, but not addressed by the House, would increase the statute of limitations for child abuse victims. And last month, if you remember, I talked about legislation that would require convicted child molesters to wear global positioning devices once out of prison, or they would have to drive cars with pink license plates. Mr. Shaper, I would like you to draw up a resolution for next Council meeting supporting Senate Bill 260 please. Thank you. And also, a couple weeks ago, I don't know if you watched on the news, they reported the twotime drunken driver was traveling on I-480 at 90 miles per hour in the wrong direction. Police reported that the driver got on the highway at W. 150th, and for nearly 14 miles, while innocent drivers tried to escape from being hit head-on. Police from four departments stopped him on the Valley View bridge. A police officer described the motorist as having a strong odor of alcoholic beverage, and he refused a breathalyzer test. That case went to Mayor's Court and the motorist received lesser charges and was given his license back. Law makers are now encouraged to remove DUI cases from Ohio Mayor's Court. Legislation that is now being considered is House Bill 451. It increases the penalty for driving under the OVI, which his Operating Vehicle Intoxicated, when the offender previously has been convicted or pleaded guilty to two or more

violations of driving under the OVI suspension, or two or more equivalent offenses from an unclassified misdemeanor to an unclassified felony. It provides that an offender who is convicted of or pleads guilty to driving under the OVI suspension that it is unclassified felony and subject to a mandatory prison term of not less than one and not more than three years, and a fine of not less than \$1,000 and not more than \$3,000. It specifies that the Mayor of a municipal corporation does not have jurisdiction to hear and determine any prosecution or criminal case involving driving under OVI suspension if the offender has been convicted or plead guilty to two or more violations of driving under the suspensions or two or more equivalent offenses. Sponsors are urging citizens to write to their State Representatives. Mr. Shaper, could you also draw up a resolution on supporting House Bill 451 please?"

Director Shaper: "What's the number again?"

Councilwoman Gallagher: "451. Thank you. And the Domestic Violence meeting is April 6th at 6:30 at the Senior Center. And that completes my report."

President Balbier: "Thank you Mrs. Gallagher. Next is the Zoning Board of Appeals, Mr. Ockington."

Comm. Ockington: "Thank you Mr. Balbier. The applicant for the March meeting withdrew two days before the meeting, so the meeting was cancelled. That concludes my report."

President Balbier: "Thank you. That completes the reports from committees, next we'll have the reports from Council. Tonight we're starting with Mr. Greg Frey."

Councilman Greg Frey: "Thank you Mr. Balbier. Chief Murphy, I had a call from a resident on Ridge Road this week, just reporting that they had just witnessed out their front window three young ladies, maybe 13, 14, 15 years old, reaching into the trash canister at Ridge Road and Northcliff and taking debris out of the trash bin and throwing it up in the air to blow around on the streets. You know, there's nothing you can do about such a thing; but I just bring it up because we're getting to the time of year when we're going to have a lot of litter blowing around. If anybody sees that kind of thing, it's illegal to litter. Chief, I'm sure your officers would issue a ticket if they saw such behavior, at least I hope they would, because it's up to all of us to keep the city clean. I attended, with Mrs. Pucci, after the last Council meeting, a demonstration down at Terex, at the invitation of Chief Duchoslav at the last Council meeting. This was a rope exercise where our fire fighters, along with fire fighters from other districts... You know, we talk about regionalization, there's already a lot of regionalization in training and equipment and handling of emergency situations among police, among fire. We're already heavily involved in that. But anyhow, I went down to Terex the next morning, Mrs. Pucci was down there, and we observed an exercise in rescue. I don't know how they do some of the things that they do; but to care for a patient in a basket while trying to climb on a rope, and get them down to safety, it's just incredible. Mr. Jeff Lee, is that the... Our fire fighter Jeff Lee took the time to give Mrs. Pucci and myself maybe a half hour discussion of what they were doing, why they were doing it. The professionalism is outstanding. Our firemen and women do an outstanding job. They respond and they know what they're doing, they know what their part is, and they have various teams for that. There's a Haz-Mat team, there's a rescue team in the air, there's a rescue team for under the water. There's a number of different teams that require different training. Our people are proficient and take part in these exercises, and are part of the response teams. When the call goes out they respond. And congratulations Chief, I was very impressed, as I always am, when I attend those demonstrations. Regarding our bond rating, thank you Mr. Magrey for your kind words. This really is big news. As Mrs. Pucci reported, we will save \$25,000 on our current bond sale because of the increase in the rating. Anytime we go out in the future to raise money for either notes or for bonds, it will reflect, our A1 rating will reflect on the interest rate we get. We will pay less to borrow money. Because of the excellent job Mayor Patton, you and your administration, Mr. Fisk, you and the Finance Department, Mrs. Pucci, you and the Finance Committee of the Council, Zev Weiss from American Greetings, Greg Genz from Superior Products... I would hope that we could send them a letter thanking them for their participation, because they went out of their way to help us with that. Jeff Rink from Key Bank. This is big news, and it's good news for us. We have a financially sound city that is well managed, and we're able to deliver services. You know, we talk a lot about this street needs fixing, and that street needs fixing, and that's true. We need to be after streets all the time. There's never an end to the street problems. But our streets are better than most, and we keep after them pretty good. congratulations to all involved. I think that's just outstanding. And the other thing, I attended a meeting of the Brooklyn Chamber of Commerce, it must have been two weeks ago, and they had an accountant there

trying to explain this new CAT tax, Commercial Activity Tax in Ohio. Now this is something, I don't know if anybody knows anything about it, I don't know much about it, Mr. Fisk knows a little bit about it, he knows a lot more than I do. But this is something that's going to be coming at us, and it is going to have, I believe, a major impact on the Brooklyn schools, if not the city, and I think it will on the city. A Commercial Activity Tax is going to replace, over a period of four or five years, the personal property tax. The Brooklyn city school system reaps a great deal of money from the personal property tax. That's the printing machines at the Plain Dealer, and plant equipment that is taxed. That money goes principally to the schools. That money's going to go away to be replaced by this Commercial Activity Tax, which is a tax that will be collected here, sent down to Columbus, and they in their wisdom will dain how much of it's going to come back here. That's always a bad situation, because there is no end to the ways they could think of to spend money. So expect some leakage in what comes back. Anyhow, I just point... For the first, what is it, four years, five years, five years, everybody's going to be held harmless. The state's going to make up the loss and difference. I expect at the end of that time they're going to tell everybody, hey, we're keeping the money and you've just got to manage your finances better, okay. That's what they usually do. Anyhow, it's something to be aware of, because it will affect the City of Brooklyn in the future. That's all I have Mr. Balbier, thank you."

President Balbier: "Greg, I didn't quite understand. What exactly are they going to tax?"

Councilman G. Frey: "Commercial Activity Tax taxes commercial activity. And I have not been able to get a definition of what commercial activity is. I don't know if it means taxing all the papers that the Plain Dealer prints. If it means taxing all the financial transactions that Key Bank does. If it means taxing all the greeting cards that American Greetings makes. I don't know. And they're already carving exceptions out of this down in Columbus. I saw something this week where they're going to these enterprise zones, there's a big one down in Columbus I guess, and they're going to be exempt from this tax. So once they get into that, there is no end to that. And this is something we really need to be aware of. So I would encourage, anybody has the opportunity to find out, find out about Commercial Activity, it's a thing we're going to be hearing a lot about."

President Balbier: "Sounds very complicated. Thank you Greg. Mr. Patton."

<u>Councilman Craig Patton</u>: "Thank you Mr. Balbier. First I'd like to say congratulations again to the St. Thomas More 8th grade boys on an undefeated season and a city championship. Not only does it take talent to go undefeated, but it takes a lot of hard work and dedication for such young men, and that's a good sign to see, so... Congratulations once again. Also, I came into City Hall today and I picked up this 2006 Brooklyn Community Guide. I don't know if anybody has seen this yet. This is strictly for new residents, as well as any current resident, if they come and pick one up. Is that right Donna?"

Donna Thompson: "Correct."

Councilman Patton: "Okay. This, I flipped through a few of the first probably five or six pages. This is pretty much a yellow pages for the City of Brooklyn. It has any phone number you would essentially need for any of the city governments here in Brooklyn, as far as the departments go. Phone numbers, emergency phone numbers, information on building permits, the yeses and nos. It even gives a breakdown on yeses and nos, if permits were required for anything that you're doing around your house. Information on our Finance Department, Tax Department, Service Department. Congratulations to everyone that was involved in this. I believe Donna, the administration, everybody, all the department heads that had their piece in this. This is a homerun for anybody that lives in the City of Brooklyn. So I encourage everyone to come and pick one of these up, they're available at City Hall. And I think right now if you're a new resident you get a free toothbrush and dental floss courtesy of a local dentist, so come on and pick one up. Next I'd like to give some information on a fundraiser for a Brooklyn resident here. A St. Thomas More family needs our help. St. Thomas More pre-school director Laura Flanagan's husband, Brian, who's a high school friend of mine, is also an auxiliary special police officer here for the city, is a cancer patient. We're having a benefit to help kind of relieve some of his overwhelming financial burdens that he's having right now. The benefit will be held April 22, 2006 from 6 p.m. until 11 p.m. at St. Thomas More's gym. Please join us for a night of dinner, beverages, music, sideboards, Chinese auctions, silent auctions, and a chance for a door prize. This is an adult only function. Tickets for the event are \$30, and cash donations will be accepted. Tickets can be purchased at the St. Thomas More School or the rectory, or by calling Michelle Meredith at 216-280-6539. Like I said, they're available at the rectory, the school, or by calling Michelle Meredith, 216-280-6539. Also

in our packet today, the Council packet, I picked up a copy of our Fire Department's annual report. And Chief, I've got to tell you, this is probably one of the best looking reports I've seen in a long time. So congratulations to you and your staff on putting together such a great report. It's easy to read for a new guy like me. So breaking it down with the graphs, especially important. And also to the administration, the Mayor, the Finance Director, and everyone else, Mrs. Pucci, from the Finance Department, or, I'm sorry, the Finance Committee, on the A1 Moody's rating. I think everybody's talked about it, what it's going to do for the city, as far as saving us money in the future and drawing outstanding businesses to our community. So... That is all I have Mr. Balbier."

President Balbier: "Thank you Mr. Patton. Mr. John Frey."

Councilman John Frey: "Thank you Mr. Balbier. I understand these St. Thomas More boys all told me they're straight A students on top of basketball stars. But that's subject to investigation I think. And I want to compliment the Mayor, Gale Fisk, and anyone that has anything to do with the obtaining of this Moody's report. It's wonderful to see the city in such great financial footing. You hear rumors now and then that there's this problem and that problem and other problems, but this report shows that in regards to the fiscal responsibility of this city, and where we stand on that score, Brooklyn's in excellent shape. And I thank you and commend Mayor Patton, you, Gale Fisk, the Finance Committee, and those that had anything to do with obtaining this rating of A1. Excellent. Also, we've all read in the Plain Dealer lately, or on the television we've seen, or we've heard news casts, about General Motors and Ford almost near the bankrupt because of the cost of hospitalization and benefits and what have you, to retirees as well as employees. They're offering employees up to \$140,000 to retire and give up their hospitalization benefits because they can no longer afford them. I understand that in our town here we have several part-time employees that we pay full hospitalization for. That's \$1,000 a month. And I wonder why we pay a hospitalization for part-time employees. Doesn't make a lot of sense to me. And Mr. Fisk, I'd like a report on how many people that are considered part-time employees that are getting hospitalization. And I believe it's for full family hospitalization, not an individual. I think we better check it. If a company like IBM and Ford, or not IBM, but General Motors and Ford Motor are being brought to their knees because of medical benefits that they receive, there's no reason why a city also can't be brought under by paying extras that really are over and above a salary. So would you please give me the area where we're paying hospitalization for part-time employees? And outside of that, that's all I have. Thank you Mr. Balbier."

President Rich Balbier: "Thank you Mr. Frey. The Brooklyn School Board is having their annual Hall of Fame banquet on Thursday, May 4th at the St. Michael's Woodside Party Center at 5025 East Mill Road in Broadview Hts. This year they're inducting seven people, including Mr. Jerry Younger, coach and teacher from 1972-1990. It will start at 6 p.m., and if you'd like tickets they can be obtained by contacting Mr. Ted Colaris of the Athletic Director of Brooklyn High School at 485-8156. And I also would like to congratulate the Mayor and Mr. Fisk on this A1 rating. I didn't know that's the highest rating that Brooklyn ever had, so that's great. Last meeting the Mayor talked about NOPEC, and as soon as he talked about NOPEC I knew I'd start getting phone calls, and I did last week. It seems like we're in a good position for a change. The price of gas per mcf is dropping. And I, like a lot of other people, joined that Volunteer Energy the city was promoting a couple months ago, and I looked at my bill and we paid 10.50 per mcf last month. And, you know, as we all know, it went all the way up to \$16-\$17, and now it's dropping, and I think it's going to drop some more. But each person has to make their own decision. I'm sure you're going to be getting a lot of information in the mail as the price keeps dropping. Also, our property maintenance and rental ordinance we were working on, Council has had the draft now for about a month, so I'm going to be contacting each person, if we're all satisfied with it maybe we can get it on the agenda for next meeting. Also, I'd like to give a couple words about a company that's been in Brooklyn since 1958, and this is their last week. And there was a nice article about them in the Plain Dealer yesterday. It's the Abele Davis Corporation. It was started in 1958 by Elmer and Sylvia Davis. It started out as a tool and die shop and it turned into a company that supplied all types of police weapons and bullet proof vests and so forth, and almost every police department in northern Ohio knew where Abele Davis was. Well the daughter, Eleanor, now is selling out, and the company will close, I believe it's this Friday. So I'd just like to say they were a great corporation in our city all these years. Also, like Mr. Patton said, the Fire Department turned in their annual report, and I always like to highlight it, because otherwise it just goes in a pile or something, and I think the residents like to know what's in them. So I'll just give you a couple statistics. Last year in 2005 the Fire Department responded to 778 fire calls, with a total loss of \$249,200. They answered 1,467 ambulance runs. So you add those two numbers together and the Fire Department responded to 2,245 calls for 2005. And the ambulance and billing ordinance brought in over 133,000. And that's the end of my report. Mrs. Pucci."

Councilwoman Kathy Pucci: "Thank you Mr. Balbier. First I too would like to congratulate the boys' varsity basketball champions from St. Thomas More. To the players, their coaches, and also their parents, our entire community is proud of your accomplishments, and keep up the good work. Also, thank you Mr. Magrey for your kind comments about the finances, and also about the animal shelter fundraiser. And Shirl, of course, as always, thank you for your efforts. I wasn't able to attend on Saturday, it was my youngest son's basketball banquet that evening; but I did hear a couple comments from people on how well run it was and what a good time everyone had. So thanks Shirl and the whole committee who worked on it, we appreciate your efforts. Also, I'd like to congratulate Mr. Chris Ross and Mr. Sean Sullivan and all the students, faculty and staff and the parents on the Brooklyn High School's production of Beauty and the Beast. Once again they produced a really wonderful show. The talent is amazing, especially for a small community. And I'd also like to thank our safety forces for the way they handled an emergency at the Friday night performance. There was an off-duty fire fighter, and the auxiliary police, they stepped in right away. The ambulance responded quickly, they were able to attend to the victims, and the show was able to resume. So Chief Murphy and Chief Duchoslay, if you could pass that onto the people who took care of that. And as Mr. Greg Frey stated, he and I did accept Chief Duchoslav's invitation to observe the technical rescue drill that was conducted in Brooklyn. And Chief, I'd like to personally thank you for inviting us. We were there for about an hour. And as Mr. Greg Frey stated, it is just amazing at the ability that these fire fighters have to carry out such a broad variety of rescues, and under all sorts of different circumstances. And also, Chief, if you could also pass on my personal thanks to Jeff Lee. As Greg mentioned, he spent some time with us explaining about the team, their capabilities, the different circumstances that they would be called in for, the procedures, and also what their plans are for the future. So it's good to know that we are part of such a team if we do need it. And I was also impressed with his dedication and his enthusiasm. So if you could pass that along."

Chief Duchoslav: "I'll pass that on."

Councilwoman Pucci: "Thanks. And thank you Chief, also, for the annual report. I didn't get a chance to read it over the weekend, but I'll read it this week. And Mr. Ockington, thank you for handling the temporary sign problem that we had on Tiedeman and Brookpark Road. On Friday there were, I don't know if many of you got to see it, I think our Service Department ended up getting the signs down pretty quickly. I don't know, it was probably about every 20 feet there were temporary sale signs down. And you did advise the business, right?"

Comm. Ockington: "That's true."

Councilwoman Pucci: "Okay, thank you. Also, I was glad to learn that the application for the variance for the trailers on Memphis Avenue was withdrawn. I think it was a very wise move on their part, especially since they have to now go back and get permission again from both the Planning Commission and City Council to move forward with this project, since their permit expired. Mr. Frey, may I suggest when you entertain this at the Planning Commission that as part of their conditional use the Planning Commission put a stipulation on that there are to be no residential trailers, just the usual, customary construction trailers of course, but no *residential* trailers. And I'm also going to, of course, suggest the same thing for Council when it gets up here to us. Then that way we won't have any..."

Councilman J. Frey: "Yes."

Councilwoman Pucci: "...question about that."

Councilman J. Frey: "Absolutely there'll be no question."

Councilwoman Pucci: "Thank you. And I'm also going to disagree with a comment that was made regarding this issue in the Sun News. The Reverend indicated that he felt there was a problem because there was misinformation in the community, and that is not the case. The information was correct. The problem was, we are not going to lower the standards in our community to accommodate residential trailers on Memphis Avenue. It's really that simple. Also, Mr. Fisk, I'm not sure who's getting the Legislative Bulletins from the

Ohio Municipal League, I don't know if they end up in your office or not, or if they come to the Mayor's office. But if someone could make sure that we, that the Councilmembers get a copy of them."

Clerk Fisk: "Sure."

Councilwoman Pucci: "Because I think there's information there that is beneficial to us, especially as we begin the fight against the tax and expenditure proposal that's going to be on the ballot. And I too also wanted to comment on the closing of Abele Davis. I can remember many years ago when I worked on an auction committee for the Early Childhood PTA in Brooklyn, for a number of years we did an auction, and we always asked the businesses in Brooklyn for a donation. And even though Abele Davis, you know, of course they didn't really have anything that consumers would necessarily buy, like the average public; Mrs. Davis was always very generous, and she would donate, you know, the little pads and different things like that. And I always enjoyed going in and talking to her, she was really quite a character. Very friendly person, loved being in Brooklyn. Mayor, are there any plans to give them a proclamation?"

Mayor Patton: "I plan on going down there with the Chief on Friday."

Councilwoman Pucci: "Okay, good, thank you. And I believe that completes my report. Thank you."

President Balbier: "Thank you Mrs. Pucci. Mrs. Brown."

Councilwoman Rita Brown: "Thank you Mr. Balbier. I too would like to congratulate the St. Thomas More 8th grade winners. And I would like to say I hope you notice that these fine young men all came dressed in dress shirts and ties. And how refreshing to see the young men dressed like that, come to an official Council meeting dressed appropriately, and not in t-shirts. And I congratulate them on that also. And did you notice, the people who get the Plain Dealer, we were pretty prominent in the Plain Dealer the last two weeks. We had the article about the woman on Kennedy who kind of rescued the one dog, this one little dog, and she felt so sorry for it. And the adventures of this dog that went after her rescue. And the article, I think Shirley pointed out, what could have been done for this animal if our shelter was operating. And it was truly a wonderful article, and it showed the compassion of our Brooklyn residents towards lesser beings that we have on this planet. And my congratulations to the officer that saw one of our residents on a cell phone, turned his patrol car around, and nailed him. The article was in the paper, our resident was crying poor mouth. Well too bad, our fines have gone up to \$95. And anyone who likes to talk on their cell phones, it's a pretty expensive phone call. And I would advise you doing as our law says. You want to talk, you park. That was certainly an expensive phone call for our resident. He said it was a business call. Well, I hope the business call was worth the \$95 fine. I do not feel sorry for him. I do have a story to go along with Greg's story of the three girls throwing trash around, and Mrs. Pucci's mentioning that we do not want to lower our standards by having residential trailers. Well one of our residents decided that he didn't like putting his trash cans in the rear of the yard. So on the last Saturday, a week ago, I received a call from a residence that this particular resident chose to put his trash cans in the front yard. Very obviously in the front vard under his kitchen window. He called me and said, Rita, these trash cans are there, I know you don't like them, can you take care of it. Well, our Police Department sent an officer out with a courtesy call. Now these are courtesy calls. The police don't give a ticket when they go out and say the trash belongs in the rear of the house, please observe our ordinance. Well this particular resident chose not to answer the door to our officer. Sunday came along, trash cans are still there, I get another call, police go out again, again they refuse, this person refuses to answer the door. A ticket is written for this gentlemen now. Now we have to wait until Monday when I call Mr. Ockington, who paid a personal call, and once again, although there's a car in the yard, and it's kind of obvious there is activity, nobody answers the door. Well, this, I don't know why this resident decided that he's going to take on the City of Brooklyn; but let me tell you, anybody watching who would like to do this, take on the City of Brooklyn and disobey our rules, you're not going to get away with it. We're not going to let you, because, as Mrs. Pucci said, we are not going to lower our standards. Thank you, and that completes my report."

President Balbier: "Thank you Mrs. Brown. Mrs. Gallagher."

<u>Councilwoman Colleen Gallagher</u>: "Thank you Mr. Balbier. Good evening ladies and gentlemen. I would like to share a report we received recently this week. 'Careworks works with us on our workman's compensation cases. They have a new report that provides feedback on your effectiveness at managing your

cases. A score of 100% is excellent. Very few cities that they work with have a score above that. At 151% we have one of the highest effectiveness marks. Barb Stanton works with them on a daily basis to make sure our cases are reported, and that the action is taken to get workers proper medical attention, and then get them back to work. We have saved 54,000 this past year by using retrospective rating. At least a portion of those savings comes from the fact that we manage our cases very well. Mrs. Stanton is to be commended for an excellent job she's done reporting and managing our worker's compensation cases.' So thank you Barb. Also, a couple reminders. Brooklyn Historical Society meeting is Wednesday, March 29th at 7 p.m. It's going to be at the Brooklyn Historical Society Museum on Ridge Road. The program's going to be the food auction, suggestions, perogies, noodles, cookies, pickles, strudel, kolachies, jelly and jam. Please put your name on an item, bring a friend. We need customers. Bakers for March are Pauline Goldberg, Lallie Parker and Barb Stepic. And they're going to have quilt tickets available for the raffle in May. And you can pick them up at the meeting on Tuesdays from 10-2. A sheet of tickets and a small color photo will be sent out in May. They need volunteers a few hours on Tuesday, if you can help. They need someone to enter a session data into the computer and into the ledger, light dusting, summer weeding, quilters, crafters. So if you help out and volunteer, please do so. Also, a couple other reminders. The senior's luncheon dance is going to be May 25th. Luncheon will be served at 11:30 a.m. Dancing begins at 1 p.m. Again, great band music by Bob Spiwak, and the cost is \$7. We're also going to be having our annual spring pancake breakfast, and that's going to be Sunday, April 30th from 9-1 p.m. Cost is \$4 per person, children six years and under are free. And Friday, April 14th, Good Friday, the Senior Center will be closed. Tuesday, May 2nd is the Primary Election, no bingo or soup and sandwich. And the spring picnic is going to be Friday, April 21st. The feature movie will be Elizabethtown. Lunch will be served at 12, movie begins at 1:00. Brooklyn Community-Senior Center indoor garage sale will be Saturday, May 13th, time 9-2 p.m. Table rental is going to be \$20, includes two chairs and building access at 7:30 a.m. to set up. For rental contract and information please call Phyllis Marrow at 216-661-4535. Also, St. Thomas More Women's Guild spring style show and luncheon, Tuesday, April 18th. Luncheon's at 12, Utopia Hall, tickets \$5. Fashions going to be by Dress Barn this year. For reservations please call Jean at 741-5991 or Jane at 252-8867. And I would like to thank Brooklyn resident Barb Kuda for taking the steps to try to save the dog that was found in her back yard three weeks ago. I would also like to thank Lisa Ecklander for calling me to find out if I knew of any person missing their dog. After visiting Lisa's home I thought I knew where the dog's owner lived, and Lisa did go to the house, but the owner was not missing his animal. It was a pretty close match though. Owners lose their beloved animals every year, and unfortunately when your city does not have an animal shelter the animal suffers trauma of being taken place to place. Remember, if you lose your beloved pet, in Brooklyn right now, we have no shelter to care for them. So please take the time to help us and save your beloved animals by volunteering and helping us with our fundraiser events. You can also go to Brooklyn animal shelter, www.brooklynshelter.org and that will give you all the updates. I also had a chance to chaperone at the Spring Fling dance on Saturday night, and I would like to thank the bands Us Versus Them and Intentional Chaos, and all the volunteers who came to help out. I thought the bands were pretty good. I was pretty impressed. So thank you to them. It was a successful night. And congratulations to the St. Thomas More boys' varsity basketball team and coach Dave Kinney and his assistants. We are very proud of your accomplishments. And also, Mr. Fisk, thank you for all your hard work in achieving our bond rating of A1. I just want to tell you you do a great job and I commend you for that. So thank you. And I think that completes my report."

President Balbier: "Thank you Mrs. Gallagher."

Councilman Patton: "Mr. Balbier, can I be recognized? One more thing. I'd also like to congratulate everyone at the Brooklyn High School that was in the Beauty and the Beast production. I went to the Saturday afternoon showing, and just had a great time. It was a great show. I remember when I was dating my wife I took her to Toronto, and I think I spent about \$125 a ticket. And I saw the same show at Brooklyn High School without the expensive explosion. So if I could have just held off it would have been worth it. But to all the students that were involved, great job. Ryan Krickler did a great job as the Beast. I'm sure it was not easy to walk around with all that fur and everything else that they had taped all over his face. So great job for the band, for all the actors. And I just wanted to make sure I included that. Thanks."

Councilwoman Gallagher: "Excuse me."

President Balbier: "I think you made the right decision Craig, taking her to the high school instead of Toronto, it would have been... Yes Mrs. Gallagher."

Councilwoman Gallagher: "Craig Patton, you brought up about a brochure. Is that the one they're talking about with all the misspellings? I thought you were talking about some brochure."

Councilman Patton: "This one here?"

Councilwoman Gallagher: "I was just wondering if that was the same one."

Councilman Patton: "I don't know, I didn't check any spelling. They're right outside here, so if you want to grab one."

Councilwoman Gallagher: "Okay, I'll check it out. Alright, thank you."

President Balbier: "Okay, that completes the reports of Council, we'll now have the Mayor's report."

Mayor Ken Patton: "Thank you. Mrs. Gallagher forgot the most important part of the senior report, and that's the information on the grass cutting renewals. Grass cutting applications have been mailed to the residents that have previously received this service. Everyone that is a renewal will receive an application by mail. You will either bring it to the Senior Center or mail it back along with your check, no cash, as soon as you receive it. If you have not received your application by the second week of March, please contact the Senior Center at 635-4222. The cost for grass cutting service is \$15. A late fee of \$15 will be applied to the application if received after April 7th, for a total cost of \$30. Make checks payable to the Brooklyn Senior Center. And the mailing address is 7727 Memphis Avenue, Brooklyn, 44144. New applicants must come into the Senior Center during the week of sign-up from April 3-7 between the hours of 9:30-3:30 to verify application information. The cost for the service is \$15. If you're unable to come in during the week to signup, due to illness or vacation, you must call the Senior Center to make alternative arrangements. In doing so there will be no late fee. There are no exceptions. All applications received after April 7th will be subject to a late fee of \$15 plus your application fee for a total of \$30, per Ordinance 2002-52. If you have any questions please call the Senior Center, 635-4222. Moody's Investor Service out of New York and Chicago gave reasons why they upgraded us. We were told that if we would have went to New York or Chicago our rating would have remained the same. They came to Brooklyn, we showed them what we had. We were a shining star that day. Strong continuing financial management; three-year financial budget picture with mid-year reviews; end of year reviews; PAFR; CAFR; five-year Capital Improvement Plan; five-year street maintenance plan; 12% of income tax committed to Capital Improvement; recently completed Master Plan, very unusual for a city our size they said. We have healthy reserves. The General Fund reserve of \$953,000 from 1999 more than doubled to \$1.957 million. The Capital Improvement balance from 1999, \$600,000 is kept at a level of 1.3 million for over four straight years. Our concentration concerns overcome by strong corporate relationships. The city's major taxpayers, American Greetings, Key Bank, and the Plain Dealer continue to expand local operations, and they comprise a substantial 40% of our income. This risk is offset by strong corporate relationship, the Mayor's Business Advisory Board, which turned into the Brooklyn Chamber of Commerce. The Mayor bringing in the business retention and expansion with Ohio State University. And also moving forward on the city's first Master Plan. Brooklyn is better financially in 2006 than every before. We've already saved \$25,000 and it hasn't been a week since we've had that. Also, the Senior Center put on a fantastic St. Patty's Day lunch. It was excellent food. And also I want to inform Council that we have not stopped on the Master Plan. I had a meeting with American Greetings, Superior Products, Mr. Ivan Dockery, and our plan is moving forward. I have asked Mr. Dockery to move forward on a loop bus plans, and we will be meeting monthly with American Greetings, Superior Produces, the Chamber of Commerce to move our city forward. We met with the veterans, both the American Legion and the veterans group for the Memorial Day parade. Mr. Utzel and Mr. Murphy helped us out. I want to again thank Carrabba's. They are always helping out our school. They put on a dinner for the Brooklyn High School Key Club, which was very well attended. And we thank you for your business backing of our schools. I want to read to the citizens of Brooklyn something that Mr. Filippou brought up to my office. He brought a plaque. And for those of you who know Mr. Filippou, his son just passed away at Brooklyn High School. And it says, 'Kenneth Patton, Mayor of Brooklyn, citizens of Brooklyn. In appreciation for the care, support and friendship that you have shown during my recent loss of my loving son, Anastheus Filippou, Big Ben Thanasi, Brooklyn High School. I am proud to live in such a community where people make a difference, and sharing with others divides sorrow.' That will hang in our hallway for a long time. Don't forget there is one more fish fry, the 31st, up at Brooklyn High School, between 4:30-7:30. Also, the Brooklyn Athletic Booster Club is hosting a reverse raffle on April 21st at the Ridge Manor Party Center. \$50 dinner raffle and \$30 dinner only. So you can call for ticket information, 584-3098. We received our report from the Cuyahoga County Board of Health pertaining to public health activities in our community; it will be available for review at City Hall. Adelphia sent us a notice that Adelphia is pleased to announce that it will air Cleveland Indians games from Sports Time Ohio. Customers in your community will be available to view these games on Adelphia's channel 17. And that is my report."

President Balbier: "Thank you Mayor. Next we'll have the directors' reports, and the first is the Finance Director Mr. Fisk."

Director Fisk: "As I've said several times, it's tax time. The Tax Department was open late tonight until 7:30, and is open late again on Wednesday evening until 7:30. Then Saturday, April 1st 9-2; Monday, April 3rd; Wednesday, April 5th; Friday, April 7th, from 4:30-7:30; and then Saturday, April 8th 9-2. So those are the times that we're open over the next two weeks, and we'll continue to have extended hours through April 17th. As Mrs. Gallagher pointed out, we've gotten a new degree of disability management report; and I wanted to thank Barb Stanton for the great job she does in making sure our department heads are kept up to date, and our personnel who may have been injured are taken care of, and all of their reporting requirements are taken care of, and for keeping me up to date on everything that we have to do to make sure that our worker's compensation is properly administered. Working with Careworks, working with ICS, and working with the management at worker's compensation over at Garfield Hts. The bond sale, we were able to reduce the par amount of our bond sale to \$5.255 million, and this was because we received \$300,000 in premium. So investors who bought our bonds paid us \$300,000 in cash to buy our bonds at the 4.28% interest rate that ended up being charged for them. The end result was there were \$113,000 in expenses, and the total proceeds for the city is \$5,441,000. As was stated earlier, we saved about \$25,000 because of the upgrade to A1. We'll save money in the future. Moody's does go through and upgrade cities, but not very many in northeast Ohio in recent times have received an upgrade. And we're particularly proud of that particular outcome for us, and of the fact that we'll be able to save money now and in the future because of it. And that's all I have to report."

President Balbier: "Thank you Mr. Fisk. Next is the Service Department, Mr. Kappler."

Director Kappler: "Thank you Mr. Balbier. Cuyahoga County has designated April as computer round-up month. Our Service Garage will be a collection point for our computers, monitors and printers. You can either bring them to the garage, or call Monday, Wednesday or Friday for a special pickup and we'll take it from your treelawn. Next thing I'd like to report on is our landfill report is completed for 2005, and we have 34.2 years left of life expectancy in our landfill. And the last thing is, just to let Council and the Mayor know, that our backhoe is down for transmission repair, and I expect it back sometime in the middle of next week. And our new sweeper is due in the first week of May. And that completes my report."

President Balbier: "Thank you Mr. Kappler. Next is the Building Department, Mr. Ockington."

Comm. Ockington: "I have no report Mr. Balbier."

President Balbier: "Thank you Mr. Ockington. Next is the Police Department, Chief Murphy."

Chief Murphy: "No report Mr. Balbier."

President Balbier: "Thank you Chief. Next is the Fire Department, Chief Duchoslav."

Chief Duchoslav: "Thank you Mr. Balbier. Governor Taft has declared this week as Severe Weather Awareness Week because it's the start of tornado season. With warm weather, severe weather also increases. This Wednesday, March 29th at 9:50 in the morning we're going to have to make our warning sirens in conjunction with a statewide activation of warning systems for severe weather. They will also activate the weather radios and the emergency alert system, which is the funny screeching sound on your radio, or the news flash that comes across the bottom of your television screen, as a test. That is the warning system. It's a good idea to take a look at whatever building you're in, whether it's at work or you're at home, just for that time when you hear that, if you have a television on or the radio on or you hear the siren. What would you do in a tornado? And it's very, very simple to go to the lower level or the lowest level of the building you're

in. If it has a basement, get down into the basement, get away from any windows, get to the center of that, get underneath something, cover your head, and stay there until the storm passes. And it's that simple and can make a lot of difference. And those simple procedures have already saved an awful lot of lives. And also, this Sunday, April 2nd is time change. And at the time change I always encourage everyone to check their batteries in their smoke detectors. If they need new batteries or would like us to check them to give the Fire Department a call. And that's my report."

President Balbier: "Would you repeat the date again when that test is going to be?"

Chief Duchoslav: "It's this Wednesday, March 29th at 10 to 10 in the morning. And I've contacted the schools, they're all going to conduct tornado drills, and some of our larger businesses, that do tornado drills, are going to do a tornado drill at that time."

President Balbier: "Thank you Chief. Next is the Law Department, Mr. Shaper."

Director Shaper: "No report."

President Balbier: "Thank you Mr. Shaper. Next is the Safety Director, Mr. Hilberg."

Director Hilberg: "Thank you Mr. Balbier. I have two items I want to talk about tonight. The first one are the speed bumps on the service court by Roadoan Road between Orchard and Torrance. The two parties who were requesting the speed bumps made a survey of the 20 properties that are affected in the area. One house is vacant, so that really makes 19. There's nobody living in the house right now. On their survey they had 12 yes responses to putting in speed bumps, they had zero nos. I sent out 20 letters to the residents affected over there, I received 12 responses by phone. There were six yeses, five nos, and after talking to a lady for 15 minutes, when she got through with her talk she said I guess I'm a yes/no. She went two ways. Of the six yes responses that I got, they were yes only to slow down traffic so they could get out of their garage, not to promote a private playground. And this is their words, not mine. The five nos all stated they were against the speed bumps to have a private playground on the service court. Again, their words, not mine. Many of the residents were tired of having to stop when they're coming in to go to their garages and pick up toys, move bikes out of the way. Again, their words, not mine. The service court is for vehicular traffic, not a playground. In a letter to Council and the Mayor, they admitted that the children play in the service court, but it's okay because the parents are out there watching them. This is not acceptable. The city spends about \$1 million a year on recreation. Programs are available year round. There are parks all around the city. Veteran's Memorial Park, Marquardt Park, Brock Playground, John M. Coyne Recreation Center, plus the schools all have playgrounds up there, and I'm sure they can use them. In April when hot patch becomes available, the Service Department is going to do some patching on the service court; and probably in May we are going to put down some removable speed bumps on a temporary trial basis, to see if this slows the traffic down to the speed limit of 10 miles an hour to allow the people to get out of their garages. This morning I talked with Chief Murphy and instructed him to have the police give special attention to all the streets in all the service courts in the city, and if children are playing out there to have them move out of the street. The city has laws on the books that prohibits children from playing in the street, and we are going to enforce them. We are looking for the safety of the children of all residents in the city. That's all I have to say on the speed bumps."

President Balbier: "Mr. Hilberg, how many speed bumps are we putting in?"

Director Hilberg: "It looks like two sets. I've been asked to put in three, I don't think three is necessary. We're going to put in two. We're looking for prices on them right now."

President Balbier: "Okay, thank you."

Director Hilberg: "Okay, the other thing I have to talk about, and I guess this is Jeff Lee night. Mr. Frey, Mrs. Pucci talked about it. But fire fighter/paramedic Jeff Lee left this morning for Texas, College Park... College Park?"

Chief Duchoslav: "College Park."

Director Hilberg: "College Park, Texas to attend a structural collapse technician course. This is an eight-day, 10-hour a day course, and funding for this course is through the Ohio Emergency Management Agency. There will be no cost to the city. It's the course fee, transportation, housing, meals, overtime and back fill, that's people having to work for Jeff when he's out of the town, is all covered under this grant. Mr. Lee was picked in part because he's a member of CERT, and the fact that he had all the prerequisite training documentation that was needed. And much of this was attained on his own at his own expense. I think this is a plus for the city, the Fire Department, and the region when it becomes regionalized. That's all I have to say, thank you."

President Balbier: "Thank you Mr. Hilberg. That completes the reports from the directors. We'll now have the bid approval for street repairs. There's two bids in here. Mr. Kappler, do you care to make a comment about this?"

Director Kappler: "Yes. We had the bid opening on Tuesday, March 21st. There was 10 bidders. Low bid was actually \$130,000 lower than our engineer's estimate. It was two contractors, both we have done work with in the past. Both contractors have been in the city the last two years. And I am recommending approval of both Konstruction King and Specialized Equipment."

President Balbier: "Thank you. Does any Councilperson have a comment? We'll then take a motion for the Konstruction King bid first."

Councilwoman Pucci: "Move to award the bid for Sections 1 and 1A, Sections 2 and 2A to Konstruction King for \$437,406.70."

Councilman Patton: "Second."

Clerk Fisk: "To approve the bids for Sections 1 and 1A, Sections 2 and 2A to Konstruction King, Greg Frey."

"Craig Patton."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

Councilwoman Pucci: "Move to award the bid for Sections 3 and 3A to Specialized Construction, Inc. in the amount of \$16,047."

Councilman J. Frey: "Second."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To approve the bids for Sections 3 and 3A to Specialized, Greg Frey."

Councilman G. Frey: "Yea."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Balbier: "At this point of the meeting, if anyone in the audience has any remarks they would like to make pertaining to the legislation on the agenda, please come forward. If not, we'll move on. The first is **RESOLUTION 2006-2**, Opposing President Bush's 2007 budget cuts to the Community Development Block Grant Fund."

Councilwoman Pucci: "Mr. Balbier, may I be recognized?"

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President Balbier: "Yes Mrs. Pucci."

Councilwoman Pucci: "I move we amend Section 3 to strike 'State Legislators' and insert 'Congressional Representatives from northeast Ohio.' "

President Balbier: "Okay, we need a motion..."

Councilman G. Frey: "Second."

Councilman J. Frey: "Second."

Clerk Fisk: "To amend Resolution 2006-2 as stated, Greg Frey." Councilman G. Frey: "Yea."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman Patton: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Balbier: "Next is **ORDINANCE 2006-12 Amended**, Establishing the position of a full-time Data Systems Technician in the City of Brooklyn."

Councilman J. Frey: "Move we approve."

Councilwoman Pucci: "Move to adopt."

Councilman Patton: "Second."

Clerk Fisk: "To adopt Ordinance 2006-12, Greg Frey."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Balbier: "**ORDINANCE 2006-14**, the third reading, an Ordinance to make appropriations for the current and other expenditures of the City of Brooklyn, State of Ohio, for the period January 1, 2006 to December 31, 2006."

Councilwoman Pucci: "Move to adopt."

Councilman Patton: "Second."

Clerk Fisk: "To adopt Ordinance 2006-14, Greg Frey."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."

President Balbier: "2006-17, Authorizing a contract between Kim's Judo and Tae Kwon Do School and the City of Brooklyn to provide Master Kim and Tae Kwon Do and Karate (Kardio) Kick programs at the John M. Covne Recreation Center."

Councilman Patton: "Introduced by all, suspend the rules."

Councilwoman Brown: "Second."

Councilman J. Frey: "This is going on second reading."

Councilwoman Pucci: "Mr. Balbier, may I be recognized?"

President Balbier: "Yes Mrs. Pucci."

Councilwoman Pucci: "I'd like my name removed. And once again I'm going to state why I'm going to vote no. It's not that I object to the programs that they provide, I object to a private business being in the Rec Center."

President Balbier: "Thank you."

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Clerk Fisk: "To suspend the rules on Ordinance 2006-17, Greg Frey." Councilman G. Frey: "Yea."
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"Craig Patton." Councilman Patton: "Yea.' Councilman J. Frey: "Yea." Councilman Balbier: "Yea." "John Frey." "Rich Balbier." "Kathy Pucci." Councilwoman Pucci: "Yea." "Rita Brown." Councilwoman Brown: "Yea." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt, Greg Frey." "Craig Patton." Councilman G. Frey: "Yea."

Councilman J. Frey: "Yea." Councilman J. Frey: "Yea." "John Frev." Councilman Balbier: "Yea." "Rich Balbier." "Kathy Pucci.' Councilwoman Pucci: "No." "Rita Brown." Councilwoman Brown: "Yea." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

President Balbier: "2006-19, Providing for fees for a summer figure skating program at the Recreation Center."

Councilman Patton: "Introduced by all, suspend the rules."

Councilwoman Brown: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2006-19, Greg Frey." Councilman G. Frey: "Yea."

Councilman Patton: "Yea.' "Craig Patton." "John Frey." Councilman J. Frey: "Yea." Councilman Balbier: "Yea." "Rich Balbier." "Kathy Pucci." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." "Rita Brown." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt, Greg Frey." Councilman G. Frey: "Yea."

Councilman Patton: "Yea." "Craig Patton." "John Frev." Councilman J. Frey: "Yea." Councilman Balbier: "Yea." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." "Rich Balbier." "Kathy Pucci." "Rita Brown." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

President Balbier: "ORDINANCE 2006-21, to be put on second reading, An Ordinance providing for the issuance and sale of \$1,120,000 notes in anticipation of the issuance of bonds for the purpose of 1, improving Tiedeman Road between certain termini; 2, improving designated city streets; 3, acquiring property known as Marquardt Park to be used for recreational purposes; and 4, reconstruction of Biddulph Road in cooperation with the Ohio Department of Transportation between Tiedeman Road and Ridge Road."

Councilwoman Pucci: "Move to put on second reading."

Councilman Patton: "Second."

Councilman G. Frey: "Before we call the vote, Mr. Fisk, would you please explain what we're doing with the bonds, that we're paying down some of the note on, were is it, Biddulph?"

Councilwoman Pucci: "Tiedeman Road."

Councilman G. Frey: "Tiedeman Road project."

Director Fisk: "Yes. Actually, there's a couple things taking place. One, we borrowed \$4.3 million last May for the fire station. And with the bond sale of 5.4 million we will be paying off that note in its entirety. In addition to that we have \$1.5 million in notes for the notes that were just read off. One of those is Tiedeman #2, and we owe 450,000 on that note. With this note, this year we will pay off 225,000 of that note, and that will leave 225,000 remaining. In 2007 it's our plan to retire that note. Once that note is retired, we have monies that go from the Plain Dealer into the Plain Dealer Debt Service Fund. And once that note is retired we will be able to change the distribution on the amounts going into the Plain Dealer Debt Service Fund, such that a lesser amount will be needed for that fund, and more funds will be available to go into the General Fund and the Capital Improvement Fund. So paying off that note this year and next year will allow us to redistribute our revenues."

Councilman G. Frey: "Thank you."

President Balbier: "Since Mr. Fisk explained all that, I have to read this at least once during the three readings, I may as well do it now. This is a Fiscal Officer's Certificate. 'To the Council of the City of Brooklyn, Ohio. As fiscal officer of the City of Brooklyn, I certify in connection with your proposed issuance of \$1,120,000 various purpose notes Series 2006, to be issued in anticipation of the issuance of bonds to pay the costs of improvements identified in Exhibit A hereto, collectively the improvements, that 1, estimated life or period for the usefulness of each of the improvements is at least five years; 2, the estimated maximum maturity of each issuance of bonds to finance the cost of each of the improvements as set forth in Exhibit A hereto. If with respect to each of the improvements notes in anticipation of bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issuance of notes, the period in excess of those five years shall be deducted from the maximum maturity of bonds relating to that improvement. The maximum maturity of notes issued to finance the cost of each of the improvements is set for on the Exhibit A hereto. Signed, Director of Finance, Gale Fisk.' "

Clerk Fisk: "And given all that information on 2006-21..."

President Balbier: "I'm sure we all understand it."

Clerk Fisk: "To place this ordinance on second reading, Greg Frey." Councilman G. Frey: "Yea." "Craig Patton." Councilman Patton: "Yea." Councilman Patton: "Yea." Councilman J. Frey: "Yea." "John Frev." Councilman Balbier: "Yea." "Rich Balbier." "Kathy Pucci." Councilwoman Pucci: "Yea." "Rita Brown." Councilwoman Brown: "Yea." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

President Balbier: "ORDINANCE 2006-22, Authorizing the Mayor to enter into an agreement with Baldwin-Wallace College for Phase 2 of the exploration of fire service regionalization."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2006-22, Greg Frey." Councilman G. Frey: "Yea."

"Craig Patton." "John Frey." "Rich Balbier." "Kathy Pucci." "Rita Brown." "Colleen Gallagher."

Councilman Patton: "Yea." Councilman J. Frey: "Yea." Councilman Balbier: "Yea." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt, Greg Frey." "Craig Patton.' "John Frey." "Rich Balbier."

> "Kathy Pucci.' "Rita Brown."

"Colleen Gallagher."

Councilman G. Frey: "Yea." Councilman Patton: "Yea." Councilman J. Frey: "Yea." Councilman Balbier: "Yea." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." Councilwoman Gallagher: "Yea."

Councilman G. Frey: "Yea."

Councilman G. Frev: "Yea."

President Balbier: "ORDINANCE 2006-23, An Ordinance authorizing inter-fund transfers and advances during 2006."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules, Greg Frey." "Craig Patton." Councilman G. Frey: "Yea." Councilman J. Frey: "Yea." "John Frey." "Rich Balbier." Councilman Balbier: "Yea." "Kathy Pucci.' Councilwoman Pucci: "Yea." "Rita Brown." Councilwoman Brown: "Yea." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt, Greg Frey."

Councilman G. Frey: "Yea." "Craig Patton." Councilman Patton: "Yea.' "John Frey." Councilman J. Frey: "Yea." "Rich Balbier." Councilman Balbier: "Yea." "Kathy Pucci." Councilwoman Pucci: "Yea." "Rita Brown." Councilwoman Brown: "Yea." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

President Balbier: "ORDINANCE 2006-24, Establishing the I-480/Tiedeman Interchange Upgrade Fund."

Councilwoman Pucci: "Introduced by all, suspend the rules."

Councilwoman Gallagher: "Second."

Clerk Fisk: "To suspend the rules, Greg Frey."

Councilman Patton: "Yea." "Craig Patton." "John Frey." Councilman J. Frev: "Yea." Councilman Balbier: "Yea." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." "Rich Balbier." "Kathy Pucci." "Rita Brown." "Colleen Gallagher." Councilwoman Gallagher: "Yea."

Clerk Fisk: "To adopt, Greg Frey."

"Craig Patton." Councilman Patton: "Yea." Councilman J. Frey: "Yea." Councilman Balbier: "Yea." "John Frev." "Rich Balbier." "Kathy Pucci." Councilwoman Pucci: "Yea."

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"Rita Brown." Councilwoman Brown: "Yea."
"Colleen Gallagher." Councilwoman Gallagher: "Yea."
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President Balbier: "ORDINANCE 2006-25, An emergency ordinance setting forth the rate of compensation for engineering consulting services for the City of Brooklyn. And before we vote on this, Mr. Fisk, would you just give us a brief run-down on what this ordinance is?"

Director Fisk: "The compensation rates that we have paid Courtney Engineering Company, as our city engineer, has not changed since September of 2000. They have come through several times and asked for an upgrade and an increase. In January he gave us a proposal that changed the method of compensation to a methodology where they would be a city employee for a portion of the hours that they work for us. And it would essentially be on retainer to establish a more cooperative and synergistic partnership with us. As such, the engineer working with us would receive PERS, but the amount of the total compensation would actually be less than the raise portion that had been previously proposed. They'd also have much smaller increases on all of their other engineering services, such that in total we felt that this was a more beneficial plan to us than the one that had been previously put forward. And we had a good discussion about this tonight. I believe it's a positive step. And we'll certainly be tracking it to see that the 300 hours and retainer hours are utilized fully by the city, and that we in fact have a more collaborative outcome that we're looking for."

President Balbier: "Thank you Mr. Fisk. I need a motion to suspend the rules."

Councilwoman Pucci: "Mr. Balbier, may I be recognized?"

President Balbier: "Yes Mrs. Pucci."

Councilwoman Pucci: "Two quick things also, just to clarify, we're not going to be incurring any health care or benefit costs or worker's comp costs for them. And I move that we amend in Section 2(d) to strike the sentence that reads, 'The engineer shall attend Council meetings at the request of the Mayor.' The reason for this is, it's redundant, because the prior sentence says, '...attend all meetings as requested by the Mayor or Council.' "

Councilman G. Frey: "Second."

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Clerk Fisk: "To amend Ordinance 2006-25, as stated, Greg Frey." Councilman G. Frey: "Yea."

"Craig Patton." Councilman Patton: "Yea."

"John Frey." Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

"Kathy Pucci." Councilwoman Pucci: "Yea."

"Rita Brown." Councilwoman Brown: "Yea."

"Councilwoman Gallagher: "Yea."
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Councilwoman Pucci: "Introduced by all, suspend the rules, as amended."

Councilman G. Frey: "Second."

Clerk Fisk: "To suspend the rules on Ordinance 2006-25, as amended, Greg Frey."

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"Craig Patton."

"Craig Patton."

"John Frey."

"Rich Balbier."

"Kathy Pucci."

"Rita Brown."

"Councilman J. Frey: "Yea."

Councilman J. Frey: "Yea."

Councilman Balbier: "Yea."

Councilwoman Pucci: "Yea."

Councilwoman Brown: "Yea."

Councilwoman Gallagher: "Yea."
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Clerk Fisk: "To adopt, Greg Frey."

"Craig Patton."

"John Frey."

Councilman G. Frey: "Yea."

Councilman Patton: "Yea."

Councilman J. Frey: "Yea."
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"Rich Balbier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman Balbier: "Yea." Councilwoman Pucci: "Yea." Councilwoman Brown: "Yea." Councilwoman Gallagher: "Yea."

President Balbier: "Does the Mayor or any Councilperson have anything else they wish to bring before Council this evening?"

Councilwoman Pucci: "Mr. Balbier, may I be recognized?"

President Balbier: "Yes Mrs. Pucci."

Councilwoman Pucci: "I had a quick question on the Master Plan. Do we have a final copy of that with the corrections yet? I see that it's going to be going before the Planning Commission."

Mrs. Thompson: "They receive their final copy, and once it's approved by the Planning Commission, then it will be forwarded, the final copy forwarded to Council on their approval, for your approval."

Councilwoman Pucci: "Okay."

Mrs. Thompson: "So as soon as that meeting's done and they, I assume, will approve it, then it will be forwarded to you with a final copy, and their recommendation to approve it."

Councilwoman Pucci: "Okay. The second thing, Mr. Kappler, I'll take a copy of the landfill report please, when you get a chance in the next week or so."

Director Kappler: "I will have to have one printed up for you."

Councilwoman Pucci: "Okay."

Director Kappler: "I do not have an extra one."

Councilwoman Pucci: "Okay. And I too picked up one of these, and somebody needs to read this. Because I just, like I'm only up to like the second page and there's like five things. So somebody's going to have to read through this. I don't know how many we have that are printed, but there's some mistakes. That's all I have."

President Balbier: "Okay, thank you."

Councilman J. Frey: "I move we adjourn."

Councilwoman Pucci: "Second."

Clerk Fisk: "To adjourn, Greg Frey."
"Craig Patton."
"John Frey."
"Rich Balbier."
"Kathy Pucci."
"Rita Brown."
"Colleen Gallagher."

Councilman G. Frey: "Yea."
Councilman Patton: "Yea."
Councilman J. Frey: "Yea."
Councilman Balbier: "Yea."
Councilwoman Pucci: "Yea."
Councilwoman Brown: "Yea."
Councilwoman Gallagher: "Yea."

Meeting adjourned at 8:35 p.m.

Clerk of Council	MAYOR